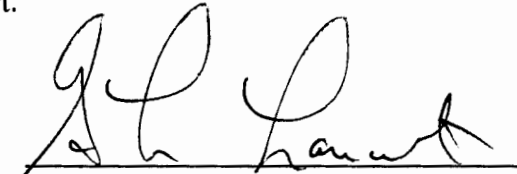


accordance with the Prison Litigation Reform Act for failure to state a claim upon which relief can be granted.

The Report and Recommendation of Magistrate Judge Lenihan, dated January 31, 2007, is adopted as the Opinion of the court.



Gary L. Lancaster
United States District Judge

cc: Lisa Pupo Lenihan
U.S. Magistrate Judge

Steven Lipovsky, Sr.
MGP-3 #20
Armstrong County Jail
171 Staley's Courts Road
Kittanning, PA 16201